

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

Typed or Printed Name Donna Macedo

Signature

Donna Macedo

Date

4/26/02

**REVOCATION OF POWER OF
ATTORNEY/POWER OF
ATTORNEY OR
AUTHORIZATION OF AGENT**

Commissioner for Patents
Washington, D.C. 20231

Attorney Docket

LIFE-089CON2

TE3-0013

First Named Inventor

Latterell et al.

Application Number

09/812,150

Filing Date

March 19, 2001

Group Art Unit

3736

Examiner Name

N/A

Title: ENHANCED INTERSTITIAL FLUID COLLECTION

I hereby revoke all previous powers of attorney or authorizations of agent given in the above-identified application and hereby appoint Practitioners at:

☒

24353

PLACE CUSTOMER
NUMBER BARCODE
LABEL HERE

whose address is: Bozicevic, Field & Francis LLP, 200 Middlefield Road, Suite 200, Menlo Park, CA 94025; Mark Warfield, Reg. No. 33,463, Bernard E. Shay, Reg. No. 32,061, Mayumi Maeda, Reg. No. 40,075 and all Johnson & Johnson attorneys associated with Customer No. 27777 as its attorney(s) or agent(s) to prosecute the application identified above, to prepare and file amendments, to inspect and make copies thereof and of any papers in any appellate or *inter partes* proceedings in which the Application may be or become involved, and generally to conduct all business in the United States Patent and Trademark Office relating to the prosecution of the application or any application that claims priority from this application.

☒

Please change the correspondence address for the above-identified application to the above-mentioned customer number (24353).

STATEMENT UNDER 37 CFR § 3.73(b)

In accordance with 37 CFR §3.73(b) I hereby certify that I am empowered to act on behalf of the Assignee of the above-identified patent application. A copy of the Assignment is attached.

I declare that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code §1001 and that such willful false statements may jeopardize the validity of the above referenced application or any patent resulting from that application.

I am the:

____ Applicant; or
 X Assignee of record of the entire interest
____ Attorney of record

SIGNATURE of Applicant, Assignee or Attorney of Record

Name

Joel Racchini, General Manager and Director for Integ, Inc.

Signature

Joel Racchini

Date

4/23/02

United States Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: ENHANCED INTERSTITIAL FLUID COLLECTION

The specification of which

- a. ☒ is attached hereto
b. ☐ was filed on as application serial no. and was amended on (if applicable) (in the case of a PCT-filed application) described and claimed in international no. filed and as amended on (if any), which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (see page 3 attached hereto).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent of inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

- a. ☒ no such applications have been filed.
b. ☐ such applications have been filed as follows:

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

ALL FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Adriano, Sarah B. Reg. No. 34,470
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 Beck, Robert C. Reg. No. 28,184
 Bejin, Thomas E. Reg. No. 37,089
 Berman, Charles Reg. No. 29,249
 Bogucki, Raymond A. Reg. No. 17,426
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 Carlson, Alan G. Reg. No. 25,959
 Carter, Charles G. Reg. No. 35,093
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 Clifford, John A. Reg. No. 30,247
 Conrad, Timothy R. Reg. No. 30,164
 Crawford, Robert Reg. No. 32,122
 Daignault, Ronald A. Reg. No. 25,968
 Daley, Dennis R. Reg. No. 34,994
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 Hassing, Thomas A. Reg. No. 36,159
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 Summers, John S. Reg. No. 24,216
 Tellekson, David K. Reg. No. 32,314
 Underhill, Albert L. Reg. No. 27,403
 Vandenburg, J. Derek Reg. No. 32,179
 Vietzke, Lance L. Reg. No. 36,708
 Welter, Paul A. Reg. No. 20,890
 Williams, Douglas J. Reg. No. 27,054
 Wood, Gregory B. Reg. No. 28,133
 Xu, Min S. Reg. No. P-39,536

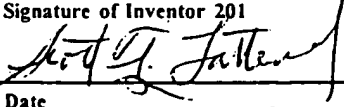
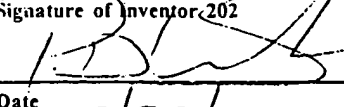
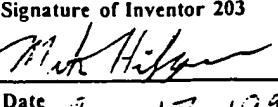
I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Merchant, Gould to the contrary.

Please direct all correspondence in this case to Merchant, Gould, Smith, Edell, Welter & Schmidt at the address indicated below:

Merchant, Gould, Smith, Edell,
 Welter & Schmidt
 3100 Norwest Center
 90 South Seventh Street
 Minneapolis, MN 55402-4131

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

201	Full Name Of Inventor	Family Name Latterell	First Given Name Scott	Second Given Name T.
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Signature of Inventor 201 	Signature of Inventor 202 	Signature of Inventor 203 
Date 8-23-95	Date 8/23/95	Date Aug 17, 1995

For Additional Inventors:

☒ Indicate here and attach sheet with same information, including date and signature.

2	Full Name Of Inventor	Family Name Shoup	First Given Name Michael	Second Given Name J.
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Signature of Inventor 204	Signature of Inventor 205	Signature of Inventor 206
<i>Michael J. Shoup</i>	<i>Thomas Hoegh</i>	<i>Brian J. Erickson</i>
Date 8-23-95	Date 8-23-95	Date 8-18-95

§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

(1) prior art cited in search reports of a foreign patent office in a counterpart application, and

(2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

(1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim;

or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

(i) Opposing an argument of unpatentability relied on by the Office, or

(ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

(1) Each inventor named in the application:

(2) Each attorney or agent who prepares or prosecutes the application; and

(3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.